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10 [Additional moving parties and counsel
11 listed on signature pages]

12 **UNITED STATES DISTRICT COURT**

13 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

14
15 IN RE: TFT-LCD (FLAT PANEL)
16 ANTITRUST LITIGATION

Case No. 3:07-md-1827-SI
MDL No. 1827

17 This Document Relates to:

**STIPULATION AND [PROPOSED]
ORDER RE: MODIFYING DEADLINE
FOR FILING OF MOTIONS TO
COMPEL**

18 Case No. 3:11-cv-00058-SI

Honorable Susan Illston

19 COSTCO WHOLESALE CORPORATION,

20 Plaintiff,

21 v.

22 AU Optronics Corporation, et al.,

23 Defendants.

1 Plaintiffs and the Stipulating Defendants, through the undersigned counsel, request that
 2 the Court enter the following stipulated order

3 **STIPULATION**

4 WHEREAS discovery closed in this case on December 8, 2011, as set forth in the
 5 Stipulation and Order Modifying Pretrial Schedule for “Track One” Direct Action Plaintiff and
 6 State Attorney General Actions (Dkt. No. 3110, the “Scheduling Order”);

7 WHEREAS the parties have submitted a Stipulation and Proposed Order to the Court
 8 extending the close of fact discovery set forth in the Scheduling Order for the limited purpose of
 9 extending the deadline for Costco and certain other Direct Action Plaintiffs in Track One to
 10 respond to discovery requests served by defendants between October 31 and November 4, 2011;

11 WHEREAS Costco and the Stipulating Defendants are currently meeting and conferring
 12 concerning various issues identified in an email from HannStar to Costco dated November 30,
 13 2011 and a letter from HannStar to Costco dated December 5, 2011 that relate to: (1) Costco’s
 14 responses to the Stipulating Defendants’ written discovery served by Costco on or before
 15 December 2, 2011; (2) Costco’s production of documents as of December 8, 2011; and (3) the
 16 need for a deposition of one additional Costco employee (collectively, “Costco’s Discovery
 17 Responses”);

18 WHEREAS Costco and the Stipulating Defendants hope to resolve some or all of the
 19 these issues informally, without the need to file motions to compel and seek the Court’s
 20 involvement;

21 WHEREAS the current deadline for parties to file motions to compel with respect to
 22 Costco’s Discovery Responses or Defendants’ Discovery Responses is December 15, 2011;

23 WHEREAS in an effort to facilitate the informal resolution of any disputes, the parties
 24 wish to extend the deadline for the Stipulating Defendants to file any motions to compel with
 25 respect to Costco’s Discovery Responses through January 13, 2012;

26 NOW, THEREFORE, the Parties, through their undersigned respective counsel, stipulate
 27 and agree as follows:

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Attorneys for Defendants Epson Imaging Devices
*Corporation; Epson Electronics America, Inc.*¹

¹ Signed and stipulated to without any waiver of rights with respect to arbitration.

1 **Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the**
2 **filing of this document has been obtained from the above-referenced counsel.**

7 **ORDER**

8 Having considered the foregoing stipulation, and good cause appearing,

9 **IT IS SO ORDERED.**

10 12/16/11

11 Date Entered



12 Honorable Judge Susan Illston

1
2 **CERTIFICATE OF SERVICE BY E-MAIL**
3 (Federal Rules of Civil Procedure Rule 5(b))
4

5 I declare that I am employed with the law firm of K&L Gates, LLP, whose address is
6 925 4th Avenue, Suite 2900, Seattle, Washington 98104-1158. I am not a party to the case, and I
7 am over the age of eighteen years.

8 I further declare that on December 14, 2011, I served a copy of:

9
10 **STIPULATION AND [PROPOSED] ORDER RE MODIFYING DEADLINE**
11 **FOR FILING OF MOTIONS TO COMPEL**

12 by electronically mailing a true and correct copy to all parties of record through the CM-ECF
13 system in accordance with Federal Rules of Civil Procedure Rule 5(b).

14 I declare under penalty of perjury that the above is true and correct.

15 Executed at Seattle, Washington, this 14th day of December, 2011.

16
17 _____
18 /s/ Christopher M. Wyant
19 Christopher M. Wyant
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